



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Ezra W. Reese, Esq.
Perkins Coie, LLP
700 Thirteenth Street, N.W.
Suite 600
Washington, DC 20005-3960

MAR 29 2016

RE: MUR 6977

House Majority PAC and Alixandria Lapp in
her official capacity as treasurer

Dear Mr. Reese:

On February 11, 2016, the Federal Election Commission accepted the signed conciliation agreement submitted on your clients' behalf in settlement of a violation of 52 U.S.C. § 30104(b) and 11 C.F.R. § 104.4(c), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") and Commission regulations. Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66,132 (Dec. 14, 2009). Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 52 U.S.C. § 30109(a)(4)(B).

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Ana Pena-Wallace *h3 P4B*

Ana Pena-Wallace
Attorney

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION
COMMISSION

2016 MAR 28 AM 7:04

In the Matter of)

MUR 6977

House Majority PAC and)

Alixandria Lapp in her official
capacity as treasurer)

OFFICE OF GENERAL
COUNSEL

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that House Majority PAC and Shannon Roche in her official capacity as treasurer ("Respondents") violated 52 U.S.C. § 30104(b), and 11 C.F.R. § 104.4(c), provisions of the Federal Election Campaign Act of 1971, as amended, (the "Act") and the Commission's regulations.

NOW, THEREFORE, the Commission and the Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 52 U.S.C. § 30109(a)(4)(A)(i).

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. House Majority PAC is a political committee within the meaning of 52 U.S.C.

§ 30101(4) and is not the authorized committee of any candidate.

2. Shannon Roche was the treasurer of House Majority PAC at the time of the activity that is the subject of this Conciliation Agreement took place.

3. The Act requires committee treasurers to file reports of disbursements in accordance with the provisions of 52 U.S.C. § 30104(b). 52 U.S.C. § 30104(a)(1). This requirement includes reporting independent expenditures made by political committees other than authorized committees. 52 U.S.C. § 30104(b)(4)(H)(iii), *see also* 11 C.F.R. § 104.3(b)(1)(vii).

4. Every political committee that makes independent expenditures must report them in its regularly scheduled disclosure reports in accordance with 11 C.F.R. § 104.3(b)(3)(vii). 11 C.F.R. § 104.4(a). A political committee must disclose on Schedule E the name of a person who receives any disbursement during the reporting period in an aggregate amount or value in excess of \$200 within the calendar year in connection with an independent expenditure by the reporting committee. The report also must disclose the date, amount, and purpose of any such independent expenditure and include a statement that indicates whether such independent expenditure is in support of or in opposition to a candidate, as well as the name and office sought by such candidate. Independent expenditures of \$200 or less do not need to be itemized, though the committee must report the total of those expenditures on line (b) of Schedule E. *Id.*

5. Political committees that make independent expenditures aggregating \$1,000 or more with respect to a given election after the 20th day, but more than 24 hours before the date of that election, must disclose them within 24 hours following the date of dissemination. 52 U.S.C. § 30104(g)(1); 11 C.F.R. § 104.4(c). The committee must file additional reports within 24 hours after each time it makes or contracts to make independent expenditures aggregating an additional \$1,000. 11 C.F.R. § 104.4(c).

6. During the 2012 election cycle, House Majority PAC made seven independent expenditures, totaling \$67,653.88, on October 23, October 25, October 29 and November 2, 2012. The committee filed four 24-Hour Reports to support these expenditures on December 17, 18, 19 and 21, 2012.

7. On December 6, 2012, House Majority PAC filed its 2012 30-Day Post-General Report with the Commission. The report did not include the seven independent expenditures noted above. On January 31, 2013, the Committee filed an Amended 2012 30-Day Post-General Report disclosing those expenditures.

8. House Majority PAC failed to timely file four 24-hour independent expenditure reports, and failed to disclose those independent expenditures in its original 2012 30-Day Post General Report.

9. House Majority PAC contends that it reported five hundred ninety-three independent expenditures totaling \$30,470,335 in 2011 and 2012, and that the seven independent expenditures that are the subject of this Conciliation Agreement amount to \$67,653.99, or less than one quarter of one percent of House Majority PAC's independent expenditure activity for the 2011-2012 election cycle. House Majority PAC further contends that it took steps to collect all information necessary to file amended reports disclosing the seven independent expenditures on its own initiative upon discovering its error, and not in response to a complaint, audit, or request for additional information.

V. Respondents violated 52 U.S.C § 30104(b) and 11 C.F.R. § 104.4(c) by failing to disclose all independent expenditures in reports filed with the Commission and failing to timely file appropriate 24-Hour Reports of independent expenditures .

VI. Respondents will take the following actions:

1. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Six Thousand dollars (\$6,000), pursuant to 52 U.S.C. § 30109(a)(5)(A).
2. Respondents will cease and desist from violating 52 USC § 30104(b) and 11 C.F.R. § 104.4(c).

VII. The Commission, on request of anyone filing a complaint under 52 U.S.C. § 30109(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondents shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

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X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

General Counsel

BY:



Kathleen Guith
Acting Associate General Counsel
for Enforcement

3-28-16

Date

FOR THE RESPONDENTS:


Alexandria Lapp
Executive Director

3/21/16

Date

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